

PATENT
ATTORNEY DOCKET
NO. 61944

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Coppens et al.)
Serial No.: 08/898,736)
Filed: July 23, 1997)
Title: PROCESS FOR THE)
PREPARATION OF MALTED)
CEREALS)
Group Art Unit: 1761)
Examiner: C. Sherrer)

DECLARATION OF JAMES P. KRUEGER

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

OFFICIAL

Dear Sir:

I hereby verify that the following microbial strains are
publically available.

ATCC 4858
ATCC 9363
ATCC 14156
NRRL 1891
NRRL 1472

I contacted both the American Type Culture Collection (ATCC)
and the Agricultural Research Service Culture Collection
(NRRL) through their web sites and by telephone. Both
depositories verified that each of the above-referenced
strains are publically available.

The undersigned, being warned that willful false
statements and the like are punishable by fine or
imprisonment, or both (18 U.S.C. §1001) and may jeopardize the
validity of the application or any patent issuing thereon,
hereby declares that the above statements made of my own

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knowledge are true and that all statements made on information and belief are believed to be true.

Respectfully submitted

FITCH, EVEN, TABIN & FLANNERY

By



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July 8, 1999
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